

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

ILLINOIS POWER AGENCY	:	
	:	Docket No. 13-0546
Petition for Approval of the 220 ILCS	:	On Rehearing
5/16-111.5(d) Procurement Plan	:	

STAFF OF THE ILLINOIS COMMERCE COMMISSION
BRIEF ON EXCEPTIONS ON REHEARING

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May 23, 2014

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**STAFF OF THE ILLINOIS COMMERCE COMMISSION
BRIEF ON EXCEPTIONS ON REHEARING**

The Staff of the Illinois Commerce Commission ("Staff"), by and through its counsel, and pursuant to the schedule established by the Administrative Law Judge ("ALJ"), respectfully submits its Brief on Exceptions ("BOE") to the ALJ's Proposed Order ("ALJPO") in the above-captioned matter.

Staff does not take exception to the findings in the ALJPO, but Staff has some technical corrections noted below.

I. TECHNICAL CORRECTIONS

Staff has some technical corrections to change two energy efficiency references and legal cites to the pertinent references and legal cites for renewable energy.

A. ALJPO page 51

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VIII. Commission's Analysis and Conclusions

~~Articles VIII and XVI of the~~ Section 16-111.5 of the PUA, along with Section 1-75(c) of the IPA Act, govern the IPA's and the Commission's obligations regarding renewable energy resource procurement efficiency. As a State Agency, and subject to the other provisions in the statutes, the Commission has an obligation to strive to achieve the renewable energy efficiency goals adopted by the Illinois General Assembly in ~~Section 8-103 of the PUA~~. As a result, the Commission appreciates the input and effort of the parties on this important issue.

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B. ALJPO page 54

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Unlike its primary proposal, there is no indication that the RS' alternative proposal would require any unilateral modification of the LTPPAs. Additionally, that alternative proposal, as modified, does not appear in anyway inconsistent with the provisions of the PUA or IPA Act. Staff is correct that RS' alternative proposal could cause the utilities' to incur additional costs because the price for curtailed RECs could increase. Because the source of paying for any potential additional costs is ACP funds already collected, it does not appear it would impose incremental costs on utility customers. The Commission finds that the record does not support a finding that the RS' alternative proposal, as modified, would harm utility customers. As noted above, the Commission has an obligation to, and is devoted to, achieving the renewable energy efficiency goals adopted by the Illinois General Assembly in Section ~~8-103~~ 1-75(c) of the IPA Act~~PUA~~, subject to the other provisions in the statutes. The Commission finds that adopting this proposal is a reasonable step to encourage the use and development of renewable resources in Illinois and is in the public interest.

* * *

II. CONCLUSION

Staff respectfully requests that the Illinois Commerce Commission approve Staff's recommendations in this docket.

Respectfully submitted,

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